

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 25TH SEPTEMBER 2007 / 3RD ASWINA 1929

Crl.Rev.Pet.No. 160 of 2002(A)

CRA.291/2001 of VI ADDL.SESIONS COURT, ERNAKULAM
CC.90/1998 of JUDL.MAGISTRATE OF FIRST CLASS-II, MUVATTUPUZHA
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REVN. PETITIONER: APPELLANT/ACCUSED

P.C.SCARIA, PULPARAYIL HOUSE,
VATTIMOOD, KAKOOR,ERNAKULAM DISTRICT.

BY ADV. SRI.M.CHATHUKUTTY NAMBIAR
SRI.K.B.DAYAL

RESPONDENTS: RESPONDENT/COMPLAINANT

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1. MR.PAUL JOSEPH, S/O. ISSAC,
PUTHUSSEERIL, KAKKOOR, ERNAKULAM DISTRICT.
 2. THE STATE OF KERALA REPRESENTED BY THE
DIRECTOR GENERAL OF PROSECUTION HIGH COURT OF
KERALA, ERNAKULAM.

BY ADV. SRIMANOJ P.KUNJACHAN
BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD
ON 25/09/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.R.UDAYABHANU, J

Crl.R.P.No.160 of 2002

Dated this the 25th day of September, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.50,000/- to the complainant.

2. The counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.50,000/- to the complainant and in default, to undergo simple imprisonment for three months. The revision petitioner is granted two weeks time to deposit the amount of compensation (less the amount, if any, deposited). He shall appear before the Judicial First Class Magistrate Court-II, Muvattupuzha on 24.10.2007 to receive the sentence.

The criminal revision petition is disposed of accordingly.

**K.R.UDAYABHANU,
JUDGE**